

A LEGAL DISTINCTION.

An interesting case has just been decided in an Indiana Court. Amos Lister raises rabbits and during the summer frequently visited the cornfield of a neighbor named Pool and pulled the growing corn and carried it away to feed his rabbits. The grand jury indicted him for grand larceny, and he was arraigned for trial. The Court surprised the District Attorney and prosecuting witness, by deciding that Lister had not been guilty of grand larceny in carrying away the corn, but of simple trespass. The Court ruled that if the corn had been gathered and then taken away, it would have been larceny, but being still in stalk and the stalk growing in the ground, it was part of the realty and could not be stolen. This ruling resulted in finding Lister, who was indicted for felony, the sum of five dollars.

It appears from the decision of the Court in this case that a person can steal corn, fruit, trees, or even a building, in fact anything that is part of the realty, without committing a more serious offense than trespass, but if he steals corn, apples, or a window or door that is not attached to a building, he commits a felony.

DECLINED THE WRONG TIME.

The report is telegraphed from Washington that the President is sorely disappointed by the tone as well as the untimely appearance of the Blaine letter. A gentleman who was present when a conversation took place between Attorney General Miller, the old law partner of Mr. Harrison, and Private Secretary Halford, says that General Miller remarked that he could not see what use Blaine's letter is to the President now. Had it been written a month ago, when the President wanted to declare war against Chile, it would have been of great benefit to him, or had he withheld it until the State conventions for the election of delegates to the National convention were being held, it would be useful, but at this time it does no good. The tone of the letter too is not what Mr. Harrison had reason to expect from a member of his Cabinet. It does not even allude to the Administration, where it should have complained.

Such remarks from the President's most intimate friends indicate the feeling existing in the White House toward Mr. Blaine, and what Mr. Blaine's feelings are toward the President, is not a difficult matter to surmise.

THE SPOTS ON THE SUN.

Scientists, especially astronomers, are taking great interest in the spots which are now visible on the sun. The observers at Harvard University estimate the area of the new spot to be 100,000 miles long by 50,000 miles wide. It occupies one-seventh of the diameter of the sun, and makes the most magnificent display seen on the sun's surface in twenty years.

The Harvard professors predict that magnetic disturbances on the earth will follow and we may expect a violent storm somewhere on our planet before long. This theory, the San Francisco papers say, is ridiculed by Professor Davidson, who says there is no reason for believing that there will be any resultant activity of the earth's atmosphere. The earth could be dropped into one of those depressions on the sun's surface with no more effect than a scuffle of coal. Scientists endeavored to prove that typhoons and cyclones were the result of solar disturbances, but failed to do so. It is noticeable, however, that on the appearance of a large sun spot the magnetic needle is instantly affected.

ALGER EXPLAINS.

The New York Sun, whose editor, Char. A. Dana, was Assistant Secretary of War under Lincoln, in discussing editorially the military career of Russell A. Alger, who is a possible candidate for the Presidency, asserts that there exists among the records of the War Department a recommendation that General Alger be dishonorably discharged for being absent from his command without leave. The Sun says Alger was discharged September 20th, 1864, as a result of this recommendation. General Alger says he resigned, as he was unable to enter the field and did not like court martial service, for which he was detailed. He charges that General Custer made the recommendation because of a grudge he had against him (Alger) for refusing to appoint Custer's brother a Lieutenant in his regiment, and that if Custer knew the facts his recommendation was one of the most cruel outrages ever perpetrated on a soldier.

Senator Stewart has presented in the Senate petitions from citizens of Nevada asking the Government to cede to the several States and Territories all the public arid lands within their borders. If those who do not believe that the cession of those lands to the State would be beneficial to the public, are to send a remonstrance against it, either of our Senators will present it as the people have the Constitutional right to petition Congress for or against any measure that may affect their interests.

Representative Joseph McKenna of California, has been nominated for United States Circuit Judge of the Ninth Judicial Circuit, which includes California, Nevada and Arizona, and the Territories of Alaska and Oregon. He is a native of Philadelphia and 49 years of age. He was elected to Congress four times in California and defeated twice.

It is stated that President Harrison is secretly investigating the work of the Census Bureau. Two experts are overhauling the Bureau in compliance with his order. His action is due to the numerous charges made against the Bureau of late, and the threatened investigation by the House of Representatives is also said to have influenced him in the matter.

BY TELEGRAPH!

News of Importance From Home and Abroad.

A Good Petition.

WASHINGTON, February 12.—The Ways and Means Committee of the House will be petitioned to prepare a bill invoking the paternal condemnation of the Government upon the cigarette habit. Representatives Cockran, Commins and Stabler of New York, all have in their possession bills which they have been petitioned to introduce, providing for the suppression of cigarette manufacture, by imposing an internal revenue tax of \$10 per thousand on all imported or domestic cigarettes sold in this country.

Accompanying the memorial is a statement to the effect that throughout the United States during the past year there has been about one hundred deaths of young men, mostly under sixteen years of age, from the effects of smoking paper wrapped cigarettes, and about one hundred men have been consigned to insane asylums during the same time for the same cause. There has never yet been a chemical test of any responsibility, who has examined paper wrapped cigarettes, who has not most decidedly pronounced them injurious. The internal revenue tax is now fifty cents per 1,000 on them.

The proposed tax would place them at a price that children could not pay and go farther than any State legislation could go, and meet with the approval of every man and woman in the country.

Representative Cockran will file his bill with the Ways and Means Committee.

Stout's Resolution.

WASHINGTON, February 12.—Representative Stout of Michigan to-day introduced a resolution calling a new combination of coal roads; representing it in the words of the resolution, "a nominal capital of \$300,000, the plant of which could be duplicated for half the sum," and requesting the Committee on Interstate Commerce to investigate the matter and report whether such consolidations should not be prohibited by national law, and whether the Bureau of Interstate Transportation should not be organized, headed by a Cabinet officer, to be known as the Secretary of Commerce.

Representative McKee to-day reported favorably from the House Committee on Public Lands, with recommendation that it do pass, a bill for the relief of purchasers of certain swamp and overflowed lands. The bill proposes to give the State the purchase money realized from the sale of lands within their boundaries erroneously sold, and at the same time confirm the title to the purchaser from the United States. Two years is fixed as the time within which all claims shall be presented.

Failed to Appear.

SAN FRANCISCO, February 12.—United States District Judge Morrow on January 28th fixed to-day for the appearance in Court of one hundred and forty Chinese, who were given their liberty on bonds but who were to have been remanded to-day to the custody of the U. S. Marshal and returned to China. Each principal had two Chinese sureties on his bond, and in all there appeared to be over four hundred Chinese interested in the proceedings, and in case the principals failed to appear the sureties were liable for the gross sum of \$210,000. Neither the principals nor sureties appeared in Court to-day, and Judge Morrow ordered all the cases to be defaulted and the bonds forfeited. When, however, Judge Morrow issued an order looking to the collection of the amounts due for the sureties, Assistant United States Attorney Witter said that, under a ruling by Attorney General Miller, no suits were authorized by the Government against sureties where recovery was not probable. Witter was instructed to ask for another ruling in this case from the Attorney General, but it is understood that but few of the bonds are supposed to be collectable.

The Mining Market.

SAN FRANCISCO, February 12.—The mining market opened quietly on the early call this morning until Norcross was reached, and the lobby was treated to a sight rarely, if ever before, seen on the floor of the Exchange. The brokers were separated into two cliques, with quite a space between each, setting an entirely different scale of values. One party was trying to keep the stock up with bids at \$2.20, taking all offerings at that figure, while the other was throwing shares out in big blocks at \$2.10, for the purpose of breaking prices. Between the two the price on morning call will average from \$2.05 to \$2.25, and it will take considerable floundering on all sides to discover who came out on top. The balance of the market, while very sensitive, is not particularly active, and prices steady. In outside mines there is nothing doing and there is no demand for any stocks. After the regular session there was a minor feeling in Norcross, and the market generally closed a shade higher.

Investigation Being Held.

VALLEJO, February 12.—This was the fourth day of the investigation of charges against Foreman Shipsmith C. I. Phelps accused of extorting money from his men. One witness was examined. Robert Peoples, a blacksmith, and his man, are said to have paid money to Phelps. He denied the charge strongly. Watson, his accuser, has been on the stand three days and he and another witness have testified to the damage of Phelps. J. A. Stephens, formerly District Attorney of Storey county, Nevada, and Judge Taylor of San Francisco are the representatives of Phelps, and Captain Cochrane is Judge Advocate. The investigation will continue another week at the present rate of progress.

Grand Jury Report.

SACRAMENTO, February 12.—The Grand Jury submitted a report this afternoon. The report says the jury has investigated the rumors of corruption in the election of a United States Senator to succeed Senator Hearst. Some positive and damaging testimony was elicited, but the preponderance of evidence was so great that the jury was unable to find any indictments in connection therewith. The jury says the waste paper basket scandal of the last Legislature was investigated, but no facts substantiating the charges of corruption and bribery in the Senatorial contest could be found.

Bruner Must Stand Trial.

SACRAMENTO, February 12.—Judge Van Fleet overruled the demurrer of the defendant in the case of C. J. Stillwell vs. Elwood Bruner. Stillwell is the Examiner reporter who paid Assemblyman Bruner \$400 to secure him a position on the San Francisco police force. Bruner was exposed, and Stillwell brings suit to recover the money. The Court holds that the defendant's plea of equal criminality is not good and he must stand trial.

The Silver Question.

WASHINGTON, February 12.—A member of the Rules Committee said this afternoon there was no disposition on the part of the Committee to retard the consideration of the silver question and that the Committee would be found disposed to bring the matter to a conclusion in the House and he was personally of the opinion that there would be no filibustering.

Brewery Seized.

SACRAMENTO, February 12.—The Sacramento Brewery has been seized by order of Colonel Byington, Revenue Collector for this district, for violation of the internal revenue laws. Officers are making an inspection of the books.

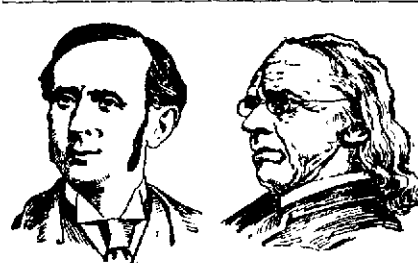
Silver Purchases.

WASHINGTON, February 12.—The Treasury Department to-day purchased 153,000 ounces of silver at \$0.9050 and \$0.9060.

TWO NOTABLE DEATHS.

Sir Morrell Mackenzie, the eminent London Physician, and Prof. Theodore Mommensen, the Historian.

Sir Morrell Mackenzie, well known as the surgeon in attendance upon the late Emperor Frederick during his long-continued and painful illness, died at his home in London on the evening of Wednesday, February 3. This distinguished physician was born in Leystone, Essex, in 1837, and was educated at the London Hospital College and at the Universities of Paris and London. A little later he was elected assistant physician to the London Hospital, at which he subsequently became full physician and lecturer on diseases of the throat. He was corresponding member of the Imperial Royal Society of Physicians of Vienna and of the Medical Society of Prague, and an honorary fellow of the American Laryngological Association. He was also author of numerous works on laryngological subjects.



The death of Professor Theodore Mommensen, the historian, was announced from Keil, Germany, on February 3. Prof. Mommensen was one of the last of the dwindling group of scholars to whose genius is due the golden age of Germany's universities. He was born on November 30, 1817, at Gerding, in Holstein. He worked and suffered in the Revolutionary days of '48 and '49. His father was an evangelical pastor, who personally gave him the elements of his education. From the gymnasium at Altona he was graduated into the University at Keil. In 1842 he became a Doctor of Philosophy, and one year later, at the age of twenty-five, he published the first of a long series of works on which his fame as a scholar rests. It was entitled "De Collegiis et Societatibus Romanorum". In 1854 Mommensen accepted the call of the Prussian government to Breslau's chair of Roman Law. He remained there almost four years, at the end of which time he was called to the Berlin University. In 1874 he was chosen permanent Secretary of the Royal Academy of Sciences, and in 1878 the King of Italy conferred upon him the Grand Cross of the Order of St. Maurice and St. Lazarus.

Dyspepsia

Makes the lives of many people miserable, and often leads to self-destruction. Distress after eating, sour stomach, acid, headache, heartburn, loss of appetite, a faint, "all gone" feeling, bad taste, coated tongue, and irregularity of the bowels, are some of the more common symptoms. Dyspepsia does not get well of itself. It requires careful, persistent attention, and a remedy like Hood's Sarsaparilla, which acts gently, yet surely and efficiently, to tone the stomach and other organs, regulates the digestion, creates a good appetite, and by thus overcoming the local symptoms removes the sympathetic effects of the disease, banishes the headache, and refreshes the tired mind. "I have been troubled with dyspepsia. I had but little appetite, and what I did eat distressed me, or did me little good. In an hour after eating I would experience a faintness, or tired, all-gone feeling, as though I had not eaten anything. My trouble, I think, was aggravated by my business, which is that of a painter, and from being more or less shut up in a room with fresh paint. Last spring I took Hood's Sarsaparilla— took three bottles. It did me an immense amount of good. It gave me an appetite, and my food relished and satisfied the craving I had previously experienced." GEORGE A. PAGE, Watertown, Mass.

Hood's Sarsaparilla
Sold by all druggists. \$1.50 per bottle. Prepared only by C. I. HOOD & CO., Apothecaries, Lowell, Mass.
100 Doses One Dollar

The Irving Dramatic Club.
The Irving Dramatic Club of Reno will appear in the humorous refined drama "To Oblige Benson" and the ludicrous character sketch "The Persecuted Dutchman" on Thursday evening, February 18th, at McKissick's Opera House, the proceeds to go as a benefit for the new Congregational Church. It is needless to say that the object of the entertainment is a laudible one, and should alone secure a crowded house.

When Baby was sick, we gave her Castoria. When she was a Child, she cried for Castoria. When she became Miss, she clung to Castoria. When she had Children, she gave them Castoria.

The Palace Hotel, which is well and favorably known to every old Nevada, is being conducted as usual by that veteran landlord, Al White, who spares neither pains nor purse to provide for the comfort and convenience of guests.

BORN.

PERKINS—In Unionville, February 7, 1892, to the wife of H. W. Perkins, an 8-pound son.

MARRIED.

KLEITZ—WATTS—At Wells, Nevada, February 7, 1892, by Wm. Conner, J. E. Richard Kleitz to Miss Addie Watts.



SYRUP OF FIGS
ONE ENJOYS
Both the method and results when Syrup of Figs is taken; it is pleasant and refreshing to the taste, and acts gently yet promptly on the Kidneys, Liver and Bowels, cleanses the system effectually, dispels colds, head-aches and fevers and cures habitual constipation permanently. For sale in 50c and \$1 bottles by all druggists.
CALIFORNIA FIG SYRUP CO.
SAN FRANCISCO, CAL. NEW YORK, N.Y.
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NEW TO-DAY.

M'KISSICK'S OPERA HOUSE.

JOHN PIPER, Lessee.
Saturday Evening, Feb. 20, 1892.

CONRIED'S

COMIC -- OPERA -- CO.

HEINRICH CONRIED, Director.

In Millocker's Comedies Opera

Poor Jonathan

Sung for 250 Nights at the New York Casino.

SCALE OF PRICES:

Dress Circle reserved, \$1.25
Dress Circle admission, 1.00
Amphitheatre admission, .75
Boxes, four people, \$5.00
Seats now on sale at Pinniger's Drug Store.

M'KISSICK'S OPERA HOUSE.

Thursday Evening, Feb. 18, 1892.

IRVING DRAMATIC CLUB

Will appear in the comedies

THE PERSECUTED DUTCHMAN

AND

TO OBLIGE BENSON!

For the benefit of the

New Congregational Church Building.

Music by Fredrick's Orchestra.

PRICES OF ADMISSION:

50 Cents and 25 Cents.

Seats now on sale at Wm. Pinniger's.

DIXON BROTHERS,

WHOLESALE AND RETAIL BUTCHERS.

Fresh Beef, Pork, Mutton, Veal and Sausage Constantly on Hand.

HAM, BACON AND CURED BEEF.

Shop—Corner Commercial Row and Sierra street. A share of the public patronage solicited.

NEVADA BUSINESS.

ADVERTISE IN THE DAILY AND WEEKLY NEVADA JOURNAL, established 20 years. If you want to do business in Nevada advertise in the JOURNAL.

FIFTY-CENT COLUMN.

All classes of legitimate advertisements not exceeding six lines, inserted in this column at 50 Cents per Week.

Change of Proprietors.
Having purchased the well known Palace Bathing and Hair Dressing Saloon of C. Coleman, I will be pleased to see my old friends and public generally. First class work will be executed at my establishment.
A. C. HELMOLD,
febl11
Virginia Street.

Pianist.
G. Wetekind, piano maker and tuner. For several years tone regulator for Steinway & Sons, New York; also for M. Gray, San Francisco. Pianos tuned and repaired at reduced rates. Enquire at Thurston's book store. febl11

Fred Kline.
Has engaged with the Reno Manufacturing Company, where he is prepared to manufacture and repair harness, saddles, etc. at the lowest price in Reno. Give him a call. 1227rdw

Cold Shoeing.
Tolly & Ferrel are now prepared to do cold shoeing for cash for \$2.25, on credit for \$2.50 and a first class job is guaranteed. Shop on Sierra street near Hyman's stable. Call and see them.

To Stockmen and Others.
J. Westlake has to order men's heavy French kip shoes, full stitch, for \$6. Try a pair. Repairing cheap and prompt. A few doors below the Postoffice. A specialty of ladies' shoes, from \$5 up, and men's boots. del11

Musical Instruction.
Beginning with Monday, August 17th, I will take a class in music, piano or organ lessons. For terms apply at my home on Fifth street, between Nevada and Balcon. MISS MAMIE B. BULE.

"The Comstock Club."
Twenty copies of G. O. Goodwin's new book, "The Comstock Club," containing spicy reminiscences of the Comstock, just received and for sale by C. J. Brookins. jan11

M'KISSICK'S OPERA HOUSE.

Wednesday Evening, Feb. 17, 1892

RENO LYCEUM

WILL APPEAR THE

CARSON DRAMATIC CLUB,

In the Thrilling Border Drama,

Nick of the Woods

With entire New Scenery painted by O. L. Post, of the Tivoli Opera House, San Francisco.

TWELVE REAL WASHOE INDIANS

During the performance will dance the celebrated "Snake Dance."

More than \$500 has been spent in the preparation of this play for presentation.

CAST

Miss Blanche Davis, Miss Grace Cowling, Mrs. Wm. Woodruff, E. B. Zahriskie, J. E. Mack, George Cowling, E. Bryant, F. Oliver, H. Martin, G. A. Tyrrell, J. P. Meder, Ross Meder, F. E. Murphy and others.

SCALE OF PRICES:

Reserved Seats, 75
General Admission, 50
Amphitheatre, 25
Box seats at Pinniger's.

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Imported

HAIR BRUSHES

At HODGKINSON'S

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HOUSE SIGN AND ORNAMENTAL PAINTER.

all kinds of graining, etc. to order. Kalsomining and Tinting in all colors.

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PLANTS AND SEEDS OF EVERY DESCRIPTION. Also garden supplies.

ROSES A SPECIALTY.

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FEATHERS CLEANED, DYED AND CURLED.

Straw Hats Cleaned, Pressed and Dyed to Order.

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And Farm Implements of All Kinds.

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Plumbing and Gas Fitting at reasonable rates. Three doors south of First National Bank, on Virginia street, Reno, Nev. jan1

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Fine Boots and Shoes.

FOR GENTLEMEN.



Shoes, Slippers and General Footgear for Ladies, Youths and Misses

That have ever been received in this city. The public is invited to call and inspect them. Boots and Shoes Made to Order. Repairing Neatly Done. Leather and Findings a Specialty.

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First National Bank

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Capital paid in, \$200,000 00
Surplus Fund, 100,000 00
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New Fall Goods

Have been received in all the Latest Styles in

DRESS and FANCY GOODS

Cloaks, Wraps, Capes, Jackets

For Ladies and Children.

